

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 05-363)

In the Application of:

Philip John Hogg

Serial No.: 10/534,922

Filing Date: May 9, 2005

For: Induction of the Mitochondrial  
Permeability Transition

Examiner: TBD

Group Art Unit: TBD

Confirmation No.: 1798

TRANSMITTAL LETTERMAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

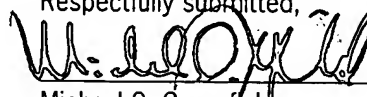
Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:
  - a) copy of Notice to File Missing Requirements;
  - b) Response to Notice to File Missing Requirements;
  - c) Declaration and Power of Attorney; and
  - d) return receipt postcard.
2. With respect to fees:
  - a) A check in the amount of \$ 530.00 is enclosed.
  - b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 26, 2006.

Date: January 26, 2006

Respectfully submitted,

Michael S. Greenfield  
Registration No. 37,142

10/534,922

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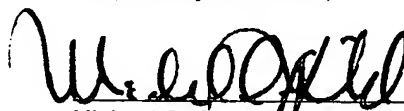
RESPONSE TO NOTICE OF MISSING REQUIREMENTS

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Missing Requirements, applicants submit herewith an executed combined  
Declaration and Power of Attorney.

Respectfully submitted,



Michael S. Greenfield  
Registration No. 37,142

Date: January 26, 2006

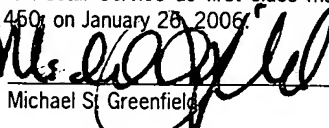
Telephone: 312-913-0001  
Facsimile: 312-913-0002

**McDonnell Boehnen Hulbert & Berghoff LLP**  
300 South Wacker Drive  
Chicago, IL 60606

**CERTIFICATE OF MAILING (37 C.F.R. 1.8a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 26, 2006.

Date: January 26, 2006

  
Michael S. Greenfield



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/534,922	FIRST NAMED APPLICANT Philip John Hogg	ATTY. DOCKET NO. 05-363
-------------------------------------------	-------------------------------------------	----------------------------

20306  
 MCDONNELL BOEHNNEN HULBERT & BERGHOFF LLP  
 300 S. WACKER DRIVE  
 32ND FLOOR  
 CHICAGO, IL 60606

**DOCKETED**

JAN 17 2006

DUE DATE:

BY: *MZ/3906*

Date Mailed: 01/09/2006

INTERNATIONAL APPLICATION NO.

PCT/AU03/01483

I.A. FILING DATE

11/07/2003

PRIORITY DATE

11/07/2002

CONFIRMATION NO. 1798

371 FORMALITIES LETTER



\*OC000000017802568\*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/09/2005
- Copy of the International Search Report filed on 05/09/2005
- Copy of IPE Report filed on 05/09/2005
- Preliminary Amendments filed on 05/09/2005
- Information Disclosure Statements filed on 05/09/2005
- U.S. Basic National Fees filed on 05/09/2005
- Priority Documents filed on 05/09/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$400 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Rec'd PCT/PTO 30 JAN 2006

10/534,922

Total additional fees required for this application is \$530 for a Large Entity:

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 400
  - \$400 for 8 total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,922	PCT/AU03/01483	05-363

FORM PCT/DO/EO/905 (371 Formalities Notice)

02/01/2006 ATRAN1 00000114 10534922

01 FC:1617	130.00 OP
02 FC:1615	400.00 OP